



Entered on Docket  
January 29, 2007

Hon. Linda B. Riegle  
United States Bankruptcy Judge

JONATHAN J. BART, ESQ.  
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Attorneys for Fertitta Enterprises, Inc.,  
and designated Nevada counsel for Estate of  
Tabas

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR  
Case No. BK-S-06-10729-LBR

USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

Chapter 11

USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
LLC,  
Debtor.

**ORDER ALLOWING 2004  
EXAMINATION OF PERSON  
MOST KNOWLEDGEABLE OF  
DEBTOR USA COMMERCIAL  
MORTGAGE COMPANY  
(Affects USA CM ONLY)**

USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

USA SECURITIES, LLC,  
Debtor.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

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1 The Estate of Daniel Tabas and Fertitta Enterprises, Inc. ("Movants"), through their  
2 respective counsel, Jonathan J. Bart, Esq., and Janet L. Chubb, Esq., of Jones Vargas filed an Ex  
3 Parte Application for Rule 2004 Examination of Person Most Knowledgeable of Debtor USA  
4 Commercial Mortgage Company, and good cause appearing,

5 IT IS HEREBY ORDERED that the Person Most Knowledgeable at USA Commercial  
6 Mortgage Company, upon ten days' notice, must appear for oral examination at the Law Offices of  
7 Jones Vargas, 3773 Howard Hughes Parkway, 3<sup>rd</sup> Floor South, Las Vegas, Nevada 89169, or as  
8 set forth in the Notice of 2004 Examination, to which a copy of this Order shall be attached.

9 | Prepared and Submitted by:

10 WILENTZ GOLDMAN & SPITZER P.A.

JONES VARGAS

11 //s//Jonathan J. Bart

//s//Louis M. Bubala III

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